

Serial No. 10/056,312

Amendment in Resp. to Office Action of Sept. 20, 2004

UTILITY PATENT

B&D No. TN-1488

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Daryl S. Meredith et al.

Serial No.: 10/056,312

Examiner: I. Hamilton

Filed: January 24, 2002

Group Art Unit: 3724

For: MITER SAW

Assistant Commissioner for Patents
Washington, DC 20231RECEIVED
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DEC 17 2004RESPONSE TO OFFICE ACTION

I, Adan Ayala, PTO Reg. No. 38,373, hereby certify that this correspondence
is being facsimile transmitted to the Patent and Trademark Office Fax No.
(703) 872-9306 on Dec 17, 2004



Adan Ayala

Dear Sir:

This is in response to the Office Action of September 20, 2004.

Currently pending therefore in the present application is Claim 1.

The Examiner has rejected Claim 1 under 35 USC § 103(a) as being unpatentable over US Patent No. 5,425,294 ("Ushiwata") in view of US Patent No. 5,974,927 ("Tsuie"). This rejection is respectfully traversed.

Claim 1 calls for a miter saw comprising a base assembly, a rotatable table rotatably connected to the base assembly and having a plane, a saw assembly including a motor, and a blade disposed on an arbor, the arbor having a first portion carrying the blade, a second portion disposed away from the blade, and a first gear disposed on the second portion, an intermediate